

AUTOPSY REFUTES CHARGE**TEST AT NEW CATHEDRAL**
Moving Audience Aids Bishop Greer in Trial of Acoustics.

Nugent Died at Matteawan from Heart Disease, Doctors Find.

NIGHT INQUIRY AT CEMETERY

Body Exhumed and Investigation Goes On in Presence of Group of Medical Experts.

Not brutal treatment, but heart disease, caused the death of John J. Nugent, a patient in Matteawan, who was found dead in his room in that institution on February 3, was the announcement made by Dr. Otto H. Schulitz, of Manhattan, who performed an autopsy on the body at Calvary Cemetery last night. Rumors of ill treatment following Nugent's death led to the autopsy, which was witnessed by a number of prominent physicians and officials from Dutchess County.

The investigation was under the direction of Assistant District Attorney Conner, of that county. As a preliminary to the investigation an order was obtained a few days ago from Justice Morschauer, of the Supreme Court, directing the exhuming of the body, which had been buried in Calvary Cemetery, on the outskirts of Long Island City.

Dr. Schulitz had been selected to perform the autopsy, and among the interested group were Dr. A. W. Ferris, president of the State Lunacy Commission; Dr. R. E. Doran, of the State Lunacy Commission; Dr. A. T. Baker, assistant superintendent at Matteawan, and Dr. J. W. Poucher, of Poughkeepsie, represented the District Attorney of Dutchess County. Dr. D. H. Ronsteen, of Fishkill, coroner's physician, who made the first autopsy on the body, giving the cause of death as due to the rupture of the renal artery, was also present.

According to an investigation following Nugent's death, he had forced his way through the transom of his room and fallen head foremost to the floor outside. In the autopsy yesterday particular care was taken in the examination of the head in the expectation of finding a fracture or wound that might bear out this story. A small clot of blood on the left side of the head, just above the eye and between the scalp and the skull, also a slight abrasion of the left shoulder, were discovered, but all the physicians agreed that these marks were superficial and of no importance to the investigation.

At the end of the autopsy Dr. Schulitz said that he found the aorta much diminished, and he decided that death was due to heart disease. This decision was confirmed in Dr. Poucher. Later the official findings will be returned to the authorities of Dutchess County. There is reason to believe that this investigation will be final and will probably settle the question concerning the cause of Nugent's death.

PARCELS POST'S GROWTH BIG

Volume of Business in 1911 So Far Is Unprecedented.

The growth of the foreign parcels post mail sent at New York is set forth in statistics made public yesterday by George W. Wanmaker, Appraiser of the Port, showing that during the five calendar years from 1906 to 1910 the number of packages rose from \$6,297 in 1906 to 191,416 in 1910. The present year, it is stated, has begun with an unprecedented volume of business. The January imports aggregated 21,621. Should the same rate of increase be maintained throughout the remainder of the year, the total for 1911 would approximate 379,644. Last month's importations, compared with those of the corresponding month in 1906, show a gain of 315 per cent.

The first parcels post convention was negotiated with Germany about ten years ago. Since that time postal arrangements of this character have been entered into with England, France, Italy and other countries, until at the present time the United States has parcels post agreements with thirty-eight countries. It was believed originally that the foreign parcels post would be utilized almost entirely by individuals, but this has not proved to be the case. Merchandise houses were quick to avail themselves of the low rates provided under the postal treaties, and have been shipping thousands of packages annually which formerly were handled by the express companies doing an international business.

The weight of the package is limited to eleven pounds, except from France, in which case the limit is four pounds six ounces. The value of the contents of a package may not exceed \$50, except packages from France, which are restricted to a value of \$50. Germany and England lead in the number of packages sent to this country.

WALL STREET GIVES FREELY

Hospital Saturday and Sunday Association Reports Gifts of \$22,245.

Substantial contributions of Wall Street to the Saturday and Sunday Association Fund were reported yesterday by James Speyer, president, and August Belmont, treasurer, of the Bankers' and Brokers' Auxiliary. A total of \$22,45 has thus far been raised as this year's collection. The association was organized in 1875, with fifteen hospitals. Now there are forty-five sharing in the collection. The first collection amounted to \$26,455, the largest to \$60,415.

In addition to \$15,555 previously announced as contributions from banks and brokers, Mr. Speyer and Mr. Belmont report these subscriptions: J. & W. Seligman, \$50; Hallgarten & Co., \$50; L. C. Benedict & Co., \$20; Harvey Fish & Sons, \$20; L. von Hoffman & Co., \$20; Mattioli, Coppel & Co., \$20; P. J. Goodhart & Co., \$10; E. C. Converse, Henry de Copet, Farmers' Loan and Trust Company, John Munro & Co., National Park Bank, Post & Flagg, Princes & Whately, F. S. Smithers & Co., Strong, Sturges & Co., Van Emburgh & Atterbury, J. S. Bachelder & Co., \$20; Charles Head & Co., \$20; A. M. Kildner & Co., \$20; Rossevayn & Co., \$20; Clarence S. Day, \$20; Newberg & Co., \$20; Tower & Sherwood, \$20; Lee Kretschmar & Co., \$20; and Robert C. Real & Co., \$20.

CROWD ON "L" TRAIN JOLTED

Threaten Man After Emergency Cord Pulling—Police Get Him.

The pulling of the emergency cord in the third car of a packed train on the Third avenue elevated line last evening frightened hundred of passengers and threw scores of them from their seats when the train was twice brought to a sudden standstill. When the cord was pulled for the second time the man alleged by the train hands to have done it, and who said he was John Freer, a laborer, was nearly mobbed by a score of his fellow passengers.

Freer was arrested when the train reached the 131st street station and then locked up in the East 131st street police station. He said he lived at No. 177 Lorillard Avenue, The Bronx.

According to the conductor, Harry Davis, of No. 402 Third avenue, Freer indeed pulled the cord. When the train was approaching the 131st street station the passengers were again thrown from their seats and an angry hubbub arose on the train and Freer was surrounded by men uttering threats. He was locked up on a charge of disorderly conduct.

DISCOVERS FIRE JUST IN TIME

Janitor of Tenement House Finds Oil-Soaked Waste Blazing in Hallway.

What might have been a disastrous fire attended by great loss of life was narrowly averted yesterday morning by "Tony" Mandell, the janitor of the big tenement house at No. 325 East 75th street. As he entered the main hall of the house he found the place filled with smoke. He ran up the stairs to alarm the tenants, and on the landing between the first and second floors he discovered a bundle of oil-soaked rags ablaze. The stairway had also been soaked in oil.

THE KEHILLAH TO CONVENE.

Delegates from Jewish synagogues, religious, fraternal and other organizations to the Kehillah will meet in their second annual convention, February 25 and 26, at the Hebrew Charities Building, Second avenue and 21st street. The convention will be called to order at 8:30 p. m. on Saturday, and at 10 a. m. on Sunday.

The purpose of the Kehillah, or Jewish Community, is to advance the cause of Judaism in New York, and to represent the Jews of the city through a definite central body. The convention will report to the constituent societies on the work of the organization during the past year, and will elect new members to the executive committee and advisory council. Dr. J. L. Magness will preside. A part of the committee on education will be presented by Professor Israel Friedland, and of the American Jewish Committee, recently incorporated at Albany, by Louis Marshall.

The complaint was made against Hartman by R. G. Simonds, of No. 19 Broad street. Simonds told the police that the relatives of Mrs. Catherine Warring, who died at her home, No. 288 Mills street, Poughkeepsie, on February 16, received two days later a "C. O. D." express package for which they paid \$3, thinking it contained an article purchased by her before her death. When they opened it they found a brooch worth not more than 30 cents.

Investigation revealed that it had been mailed by "Trenton & Co." No. 22 West 44th street. There the detectives arrested Hartman. They say they found in his room newspapers with several recent death notices marked. They believe that he had sent or intended sending similar packages addressed to these persons also. Hartman was held in the West Side Court on a charge of obtaining money under false pretence.

"C. O. D." PACKAGES TO DEAD

Relatives Swindled by Man Who Collected, the Police Charge.

Charged with sending packages containing articles of slight value addressed to dead persons marked "C. O. D." and collecting various sums from their relatives, a man who described himself as Granville Hartman, of No. 22 West 44th street, was locked up yesterday at Police Headquarters.

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END GARDNER CASE TO-DAY

Opposing Counsel Must Sum Up This Afternoon, Court Says.

SPECULATING ON VERDICT

Those Who Followed Trial Say Issue Is One of Veracity Between Two Men.

Justice Seabury, before whom former State Senator Frank J. Gardner is on trial in the Criminal Branch of the Supreme Court, charged with attempting to bribe Congressman Otto G. Foelker to vote against the anti-racetrack gambling bill at Albany in 1908, notified counsel yesterday that he intended to have the case in the hands of the jury at the close of court to day. It was arranged that the remaining witnesses would be examined at this morning's session and that opposing counsel should divide the time between 2 and a p. m. in summing up.

There was much speculation as to what the verdict might be among those who had followed the evidence closely. Though there has been much collateral evidence introduced by both sides, the real issue, the question of the alleged \$12,000 bribe, which Foelker testified Gardner offered him on a train coming from Albany, appeared to have resolved itself practically into a question of veracity between the Congressman and the defendant.

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A lawyer who was not interested one way or the other, but who followed the testimony carefully, said yesterday that he would be greatly surprised if the jury convicted the defendant on the evidence presented.

"They know us as David and Goliath," he said, speaking of Dr. Burch and himself, "but we are not enemies; we are friends. Therefore, it should be David and Jonathan."

Bishop Greer said he endorsed the plea for activity among laymen made by Dr. Burch.

"The more you know Dr. Burch," he continued, "the more you will like him. In this age of skepticism there should be an army of organized laymen to combat evil and spread the Gospel. It is not the guerrilla forces that count. There must be organization."

"I look for a disagreement, or possibly an acquittal," he said.

Charles C. Nott, Assistant District Attorney, who is prosecuting the case, will take the stand himself to-day for the purpose of refuting the testimony of Mrs. G. W. Hall, of Scranton, Penn., who appeared as a witness for the defense Tuesday and flatly contradicted the testimony of her husband that Gardner, in her presence, had told him the story of the alleged \$12,000 bribe fund raised by prominent racetrack men at a Delmonico dinner. Hall had testified also that Gardner told him at the same time at the Hall home in Wilkes-Barre last September he had offered a bribe to Foelker on a train coming from Albany. Mrs. Hall admitted she was in the same room with her husband and Gardner when the alleged conversation was supposed to have taken place, but denied that she heard them talking at all about racetrack legislation.

District Attorney Whitman will examine Mr. Nott. The witness will swear to a conversation he had with Mrs. Hall concerning the statements of Gardner to her husband when Mr. Nott went to Wilkes-Barre to see Hall. He will also tell about the effort made by the District Attorney's office to get her as a witness to repeat the conversation she had with Mr. Nott. The defense succeeded at the last moment in getting Mrs. Hall for its own witness. During her examination Tuesday Mr. Nott denied her testimony as perjury.

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He denied having been implicated in the murder of Rice, but declared, it is said, that he possessed considerable information concerning the crime, and, believing he would be suspected of the murder, left Cleveland.

A reward of \$10,000 was offered for the apprehension of Peleto, who will be held for the Cleveland authorities.

Cleveland, Feb. 22.—County Detective Doan and other local officials regard as important the arrest of the man supposed to be Vincenzo Peleto in California yesterday in connection with the murder of William L. Rice, millionaire attorney, of this city, on the night of August 5, 1910. Extra-district attorney Whitman will examine Mr. Nott. The witness will swear to a conversation he had with Mrs. Hall concerning the statements of Gardner to her husband when Mr. Nott went to Wilkes-Barre to see Hall. He will also tell about the effort made by the District Attorney's office to get her as a witness to repeat the conversation she had with Mr. Nott. The defense succeeded at the last moment in getting Mrs. Hall for its own witness. During her examination Tuesday Mr. Nott denied her testimony as perjury.

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